GD 180

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 33229/324/PIHI

natent application of

Steven F. FABIJANSKI et al.

Serial No. 08/484,838

Filed: June 7, 1995

For: MOLECULAR METHODS OF HYBRID SEED PRODUCTION

Group Art Unit: 1803

Examiner: David T. Fox

TRANSMITTAL

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

Transmitted herewith is an Amendment in the above-captioned application. The fee has been calculated as shown below. (Small entity fees indicated in parentheses.)

· CLAIMS AS AMENDED						
(1)	(2)	(3)	(4)	(5)	(6)	(7)
•	Claims Remaining After Amendment		Highest Number Previously Paid For	Extra Claims	Rate	Fee
Total Claims	28	-	23	5	22.00	110.00
(Small Entity)					(11.00)	
Independent claims	8	-	8	0	80.00	0
(Small Entity)					(40.00)	
Multiple Dependent		-			260.00	
(Small Eitity)					(130.00)	
Extension of Time	One Month	x	Two Months	Three Months		
Fee	\$110		\$390	\$930		
(Small Entity)	(\$55)		(\$195)	(\$465)		· · · · · · · · · · · · · · · · · · ·
Total						\$110.00

A check in the amount of the above Total Fee is attached. This amount is believed to be correct; however, the Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0741.

06/03/1997 RJDHMSON 00000021 08484838 01 FC:115

Respectfully submitted,

LANGENE JUE

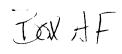
REG NO __ 38,330

FOR

Don J. Pelto U Reg. No. 33,754

Date: May 15, 1997

FOLEY & LARDNER 3000 K Street, N.W., Suite 500 P.O. Box 25696 Washington, D.C. 20007-8696 (202) 672-5300





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 33229/324/PIHI

Group Art Unit: 1803

Examiner: David T. Fox

In re patent application of

Steven F. FABIJANSKI et al.

Serial No. 08/484,838

Filed: June 7, 1995

For:

MOLECULAR METHODS OF HYBRID SEED PRODUCTION

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. § 1.116

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

This communication responds to the Final Office Action (Paper No. 14) mailed on March 27, 1997, in the above-referenced application. Reconsideration of the application is respectfully requested in light of the following proposed amendments and remarks.

AMENDMENTS

Kindly amend the application as follows:

IN THE CLAIMS:

Kindly enter the following proposed amendments to the claims:

(Amended) A method of producing hybrid seed by crossing a genetically transformed sterile plant with a suitable male fertile male parent plant, said genetically transformed fertile parent plant containing one or more recombinant DNA sequences comprising a sense or antisense gene, or both, which when expressed, blocks the production of cells or tissues critical to pollen formation or function or renders said cells or tissues susceptible to [a chemical agent or physiological stress] an herbicide or antibiotic that blocks function of said cells or tissues, said suitable male fertile male parent plant, when required to serve as a female restorer plant, containing a recombinant DNA sequence which compensates for the gene function that has been comprised or negates the disruption caused

16/C 13.9.) 6/4/97 7A62